

**Gazdzinski & Associates**  
Intellectual Property Law

11440 West Bernardo Court, Suite 375  
San Diego, CA 92127  
(858) 675-1670 (voice)  
(858) 675-1674 (fax)  
e-mail: [iprights@earthlink.net](mailto:iprights@earthlink.net)  
[www.gazpat.com](http://www.gazpat.com)

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GROUP 3700

# Fax

To: Examiner Mulcahy	From: Robert F. Gazdzinski
Fax: 703.746.3373	Pages: <u>18</u> (including cover sheet)
Phone:	Date: September 27, 2002
Re: Appl. No. 09/817,842	CC:
Our Docket: RFG.006CP1	

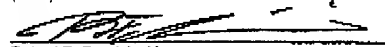
☐ Urgent    ☒ For Review    ☐ Please Comment    ☐ Please Reply    ☐ Please Recycle

● Message:

Attached please find the following documents: 1) Transmittal Letter (2 pages), Preliminary Amendment and Response to Restriction Requirement (7 pages); replacement pages 1, 75 and 124 of the Specification; replacement sheets for claims, pages 1 through 5.

I hereby certify that this correspondence and all marked attachments are being transmitted via facsimile to the Assistant Commissioner for Patents, Washington, D.C. 20231, on

September 27, 2002  
(Date)

  
Robert F. Gazdzinski  
Reg. No. 39,990

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RFG.006CP1

PATENT

Applicant : Gazdzinski, R.F.  
 Appl. No. : 09/817,842  
 Filed : March 26, 2001  
 For : ENDOSCOPIC SMART PROBE AND  
 METHOD  
 Examiner : Mulcahy, J.  
 Art Unit : 3739



27299

PATENT TRADEMARK OFFICE

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Robert F. Gazdzinski  
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ASSISTANT COMMISSIONER FOR PATENTS  
 WASHINGTON, D.C. 20231

Sir:

Transmitted herewith is a Preliminary Amendment and Response to Restriction Requirement (7 pages) in the above-identified application. Enclosed are:

- ( ) Applicant hereby requests a ONE-MONTH extension of time in responding to the Patent Office communication mailed March 1, 2000. Enclosed is a check to cover the \$110.00 filing fee for said extension of time. OR The extension fee of \$55.00 is enclosed herewith.
- (X) A small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
- (X) No additional fee is required.
- (X) Replacement version of claims (pages 1 through 5) pursuant to 37 C.F.R. 1.121(c)(1)(i);
- (X) Replacement pages to specification numbered 1, 75 and 124;

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The fee has been calculated as shown below:

RFG.006CP1  
Serial No. 09/817,842

PATENT

### CLAIMS AS FILED

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
Total Claims	36	MINUS	14	= 22 X	\$ 9	= \$198.00
Independent Claims	10	MINUS	14	= 0 X	\$ 42	= \$ 0
If application has been amended to contain multiple dependent claim(s), then add					\$	= \$0
(Select only one)				one month	\$	= \$0
Time Extension Fees:				two months	\$	= \$
				three months	\$	= \$0
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$198.00

(X) The Commissioner is hereby authorized to charge any additional fees under 37 CFR 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account No. 501423. A duplicate copy of this sheet is enclosed.

() A check in the amount of \$ is attached to cover the one-month extension of time.

GAZDZINSKI & ASSOCIATES

Dated: 9/27/02

By: [Signature]

Robert F. Gazdzinski  
Registration No. 39,990  
11440 West Bernardo Court, Suite 375  
San Diego, CA 92127  
Telephone No. (858) 675-1670  
Facsimile No. (858) 675-1674

RFG.006CP1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant : Gazdzinski, R.F.  
Appl. No. : 09/817,842  
Filed : March 26, 2001  
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Examiner : Mulcahy, J.  
Group Art Unit : 3739



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September 27 2002  
(Date)

Robert F. Gazdzinski  
Reg. No. 39,990

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**PRELIMINARY AMENDMENT AND RESPONSE TO  
RESTRICTION REQUIREMENT**

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Assistant Commissioner for Patents  
Washington, D.C. 20231

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Dear Sir:

Before first examination on the merits, please amend the above-identified application  
as follows:

**IN THE SPECIFICATION**

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1. On page 1, line 6 of the specification, please replace the word "be" with the  
word "by".
2. On page 75, line 1, please delete "5,360,569" and replace it with "5,350,569".
3. On page 124, line 17 of the specification (last line of the abstract), please delete  
the word "is" and replace with the word "are".

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